

House Bill 1337

By: Representatives Lunsford of the 110th, Loudermilk of the 14th, Lewis of the 15th, Mosley of the 178th, and Davis of the 109th

A BILL TO BE ENTITLED

AN ACT

1 To amend Article 4 of Chapter 6 of Title 32 of the Official Code of Georgia Annotated,
2 relating to limited-access roads, so as to provide authority for the Department of
3 Transportation to lease certain state property for the purpose of commercial development;
4 to provide for related matters; to provide an effective date; to repeal conflicting laws; and for
5 other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 Article 4 of Chapter 6 of Title 32 of the Official Code of Georgia Annotated, relating to
8 limited-access roads, is amended by adding a new Code section immediately following Code
9 Section 32-6-119 to read as follows:

10 "32-6-120.

11 The department is authorized to lease property on or adjacent to property where public rest
12 areas or welcome centers are located for development as commercial enterprises or
13 activities. Prior to entering into any negotiations for the lease of such property, the
14 department shall advertise its intent to negotiate the lease of such property at least once a
15 week for four consecutive weeks in one or more newspapers of general circulation in the
16 county or counties where the leased property is located and also in the legal organ of
17 Fulton County. The department shall determine the best primary use for any property it
18 intends to lease which purpose shall be clearly set forth in any advertisement or request for
19 offers to lease. Any person, firm, or corporation leasing such property shall reimburse the
20 department for all costs, including administrative costs, incurred by the department in
21 connection with the negotiation of said lease. When two or more offers are received by the
22 department for a lease of property, the highest responsible offer shall be accepted by the
23 department; provided, however, that the department may also elect to withdraw its request
24 for offers and is under no obligation to accept any such offer if the department determines,

1 in its discretion, that no offer was presented which is acceptable or in the best interest of
2 the department or state."

3 **SECTION 2.**

4 This Act shall become effective on July 1, 2006.

5 **SECTION 3.**

6 All laws and parts of laws in conflict with this Act are repealed.